

and fully execute the contract delayed the expert's commencement of preparation of the report.

3. Granting a request for additional time is within the Court's discretion when the request is made with good cause prior to the original time deadline having expired. *See* Fed. R. Civ. P. 6(b)(1)(A). "Good cause" is the showing of a reasonable explanation as to why an approaching deadline cannot be met -- "Good cause comes into play in situations in which there is no fault—excusable or otherwise. In such situations, the need for an extension is usually occasioned by something that is not within the control of the movant." *Utah Republican Party v. Herbert*, 678 Fed. Appx. 697, 700-701 (10th Cir. 2017) (citations and quotations omitted).
4. Plaintiffs do not oppose defendants' request to extend the expert discovery schedule by 21 days in order to allow defendants to disclose their expert(s) and expert report(s) and to allow time for the expert(s)' depositions.

Wherefore, for the reasons set forth above, the defendants respectfully request that the Court grant their agreed motion and enter an order vacating the current expert discovery schedule (Dkt. 328) and extending expert discovery as follows: (a) defendants' expert disclosure(s) shall be served by May 13, 2025; (b) plaintiffs shall depose defendants' expert(s) by June 26, 2025; and (c) setting the dates for filing the parties' joint status report and the next status hearing, as determined by the Court.

Dated: April 15, 2024

Respectfully submitted,

/s/Barbara L. Greenspan
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CERTIFICATE OF SERVICE

The undersigned, an attorney, deposes and states that DEFENDANTS' UNOPPOSED MOTION TO EXTEND EXPERT DISCOVERY was served upon counsel of record via electronic ECF filing this 15th day of April 2025.

s/Barbara L. Greenspan
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